



ROTHWELL, FIGG, ERNST & MANBECK, P.C.

607 14TH Street, N.W.
Suite 800
Washington, D.C. 20005

Telephone 202-783-6040
Facsimile 202-783-6031
www.rfem.com
info@rfem.com

October 31, 2012

Honorable Alison J. Nathan
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 615
New York, New York 10007

Re: *Braintree Laboratories, Inc. v. Cypress Pharmaceutical, Inc.*
Case No.: 12-cv-6851-AJN


Dear Judge Nathan:

I write to you on behalf of Defendant Cypress Pharmaceutical, Inc. ("Cypress") to request adjournment and rescheduling of the Initial Pretrial Conference presently scheduled for November 19, 2012 at 3:00 PM. We are making this request because I am Cypress' lead counsel and have a long-standing commitment to be in California that day.

Pursuant to Rule 1.E of your Individual Practices, Cypress provides the following information:

- (1) the original hearing date and time: **November 19, 2012 at 3:00 PM**
- (2) the number of previous requests for adjournment or extension: **None**
- (3) whether these previous requests were granted or denied: **N/A**
- (4) whether the adversary consents: **Yes**
- (5) three alternative conference dates: **December 14, 2012; December 21, 2012; and January 4, 2013.** The parties respectfully request that any conference on Fridays be scheduled in the morning.

SO ORDERED: 11/6/12


HON. ALISON J. NATHAN
UNITED STATES DISTRICT JUDGE

Respectfully submitted,


Steven Lieberman

cc: All counsel of record

CONFERENCE ADJOURNED TO 12/21/12 AT 11:00 AM.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: NOV 07 2012

E. Anthony Figg
Harry F. Manbeck, Jr.
George R. Kepper
Steven Lieberman
Joseph A. Hynds
Martin M. Zoltick
Richard Wydeven
Sharon L. Davis
Robert B. Murray
Jeffrey L. Ihnen
Glenn E. Karta
Martha Cassidy, Ph.D.
Brian S. Rosenbloom
Jason M. Shapiro
Brian A. Tollefson
C. Nichole Gifford
Patrick T. Skacel
Joo Mee Kim

G. Franklin Rothwell (1928-2011)

R. Elizabeth Thomas Gifford
Nancy J. Linek, Ph.D.
R. Danny Huntington
Sharon E. Crane, Ph.D.
Lisa N. Phillips
Steven P. Weihrauch*
Monica Chin Kitts
Jenny L. Colgate
Matthew D. Stephens
Michael V. Battaglia
James K. Chang
Seth E. Cockrum, Ph.D.
Derek F. Dahlgren
Michael H. Jones*
Rachel M. Echols
Brett A. Postal*
Neil B. McLaughlin, Ph.D.*
Krista Contino Krahn*

*Not a member of the D.C.
Bar. Practice limited to patent,
trademark and copyright
matters and cases in federal
courts.

Of Counsel
William N. Huguet
Leo M. Loughlin

ROTHWELL, FIGG, ERNST & MANBECK, P.C.

Honorable Alison J. Nathan
October 31, 2012
Page 2

SO ORDERED:

Dated: _____, 2012

Honorable Alison J. Nathan
Judge, United States District Court
for the Southern District of New York